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## FACSIMILE COVER LETTER

\*\*\*\*\*

From: GREENBLUM & BERNSTEIN, P.L.C.

Date: May 21, 2004

To: U.S.P.T.O.

Attn: Examiner R. R. Yang Group Art Unit 2672

U.S. Serial No. :09/608,008 our docket No. P19355

Telefax Number: 703-746-6009

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Per your request, please find enclosed a copy of the Response under 37 C.F.R. § 1.116 along with our date-stamped mailroom receipt evidencing the filing of the same on February 12, 2004. Please note that this copy is executed so that you can act upon.

Should you need more information or any questions, please contact us.

Thank you

Bill Pieprz

Josh Povsner

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2/12/2004

File In: MAILROOM

The Patent Office Date stamp hereon is an acknowledgement that, on the date indicated, the Patent Office received the following:

Amendment 1.16  Claim of Priority & Certified Copy of \_\_\_\_\_

Executed Assignment and cover letter  Declaration ( ) Supplemental

( ) by facsimile  New ( ) Unexecuted

Executed S.E.S. ( ) S.E.S. Assertion  Executed by facsimile

Req. for Ext. of Time

Fee Filing ( )

Recording ( )

Issue ( )

Extension ( )

Fee Transmittal

Maintenance Fee Payment

PTOL-858 Issue Fee

Letter to Draftsman

Design Patent Application Transmittal

Utility Patent Application Transmittal

Provisional Application Cover Sheet

Continued Prosecution Application

(CPA) Request Transmittal

Request for Continued Examination (RCE)  I.D.S. form PTO-1449 & References ( ) as attached

including Submission  ( ) as listed on reverse

Cover Letter  One self-addressed postcard

Check No. for \$  Certification under 1.97(e)

Rule 53b and 53f Letter for  Certificate of Mailing (C-O-M)

Unexecuted Application  Returned Envelope



In the matter of : IMAGE PROCESSING COMPUTER SYSTEM FOR PHOTOGRAMMETRIC ANALYTIC MEASURMENT

Applicant : Toshihiro NAKAYAMA

Application No. : 09/608,008

Filed : 6/30/2000

Patent No. :

Issued :

Docket : P19355

JMP

MAY. 21. 2004 5:09PM  
P19355.P01

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NO. 8395 P. 3  
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Response under 37 C.F.R. 1.116  
Expedited Procedure Requested  
Examining Group. 2672

In re application of : Toshihiro NAKAYAMA

Attorney Docket No. P19355

Serial No. : 09/608,008

Group Art Unit: 2672

Filed : June 30, 2000

Examiner: R. R. Yang

For : IMAGE PROCESSING COMPUTER SYSTEM FOR PHOTOGRAMMETRIC ANALYTIC  
MEASUREMENT

Mail Stop AF  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an Amendment under 37 C.F.R. 1.116 in the above-captioned application.

Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.  
 A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.  
 A Request for Extension of Time.  
 No Additional Fee.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 33	37	0	x 9=	\$	x 18=	\$ 0.00
Indep. Claims: 4	4	0	x 43=	\$	x 86=	\$ 0.00
Multiple Dependent Claims Presented			+145=	\$	+290=	\$ 0.00
Extension Fees for Month				\$		\$ 0.00
			Total:	\$	Total:	\$ 0.00

\*If less than 20, write 20

\*\*If less than 3, write 3

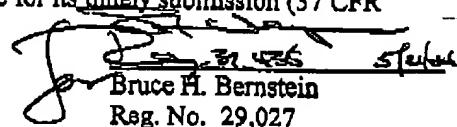
Please charge my Deposit Account No. 19-0089 in the amount of \$\_\_\_\_\_

N/A A Check in the amount of \$\_\_\_\_\_ to cover the filing/extension fee is included.

The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of times fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 CFR 1.136)(a)(3)

  
Bruce H. Bernstein  
Reg. No. 29,027

13B (N.E.)

P19355.A09

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Toshihiro NAKAYAMA Group Art Unit: 2672  
Appln. No. : 09/608,008 Examiner: R.R. Yang  
Filed : June 30, 2000  
For : IMAGE PROCESSING COMPUTER SYSTEM FOR  
PHOTOGRAMMETRIC ANALYTIC MEASUREMENT

**RESPONSE UNDER 37 C.F.R. §1.116**

Commissioner of Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Advisory Action of the U.S. Patent and Trademark Office dated December 17, 2003, maintaining the rejections set forth in a Final Official Action dated August 13, 2003 (in which a three-month shortened statutory period for response was set to expire on November 13, 2003), the period for response having been extended on January 13, 2004 by a Notice of Appeal and Request for a (two-month) Extension of Time to expire on March 15, 2004 (March 13, 2004 falling on a Saturday), Applicant respectfully requests reconsideration and withdrawal of each of the outstanding rejections, as well as an indication of the allowability of all the claims now pending.